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6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA, ) 3:16-CR-050-LRH-(WGC)  
9 Plaintiff, )  
10 v. ) Final Order of Forfeiture  
11 JAMES BRIAN GARCIA, )  
12 Defendant. )

13 The United States District Court for the District of Nevada entered a Preliminary Order of  
14 Forfeiture pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2) and Title 18, United States Code,  
15 Section 924(d)(1) with Title 28, United States Code, Section 2461(c) based upon the plea of  
16 guilty by defendant JAMES BRIAN GARCIA to the criminal offense, forfeiting the property set  
17 forth in the Plea Agreement and the Forfeiture Allegation of the Indictment and shown by the  
18 United States to have the requisite nexus to the offense to which defendant JAMES BRIAN  
19 GARCIA pled guilty. Indictment, ECF No. 1; Change of Plea, ECF No. 25; Plea Agreement,  
20 ECF No. 27; Preliminary Order of Forfeiture, ECF No. 29.

21 This Court finds the United States of America published the notice of forfeiture in  
22 accordance with the law via the official government internet forfeiture site, [www.forfeiture.gov](http://www.forfeiture.gov),  
23 consecutively from August 30, 2017, through September 28, 2017, notifying all potential third  
24 parties of their right to petition the Court. Notice of Filing Proof of Publication, ECF No. 30.

25 This Court finds no petition was filed herein by or on behalf of any person or entity and  
26 the time for filing such petitions and claims has expired.

1 This Court finds no petitions are pending with regard to the assets named herein and the  
2 time for presenting such petitions has expired.

3 THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that all  
4 right, title, and interest in the property hereinafter described is condemned, forfeited, and vested  
5 in the United States of America pursuant to Fed. R. Crim. P. 32.2(b)(4)(A) and (B); Fed. R.  
6 Crim. P. 32.2(c)(2); Title 18, United States Code, Section 924(d)(1) with Title 28, United States  
7 Code, Section 2461(c); and Title 21, United States Code, Section 853(n)(7) and shall be disposed  
8 of according to law:

9 1. a Taurus, Model PT111, semi-automatic 9mm handgun bearing serial number  
10 TTG 45167; and

11 2. any and all ammunition.

12 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any and all forfeited  
13 funds, including but not limited to, currency, currency equivalents, certificates of deposit, as well  
14 as any income derived as a result of the United States of America's management of any property  
15 forfeited herein, and the proceeds from the sale of any forfeited property shall be disposed of  
16 according to law.

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send copies  
18 of this Order to all counsel of record.

19 DATED this 14th day of November, 2017.

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23 LARRY R. HICKS  
24 UNITED STATES DISTRICT JUDGE  
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